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PART—I

Notifications, Orders and Declarations by Haryana Government

STATE ELECTION COMMISSION, HARYANA

NIRVACHAN SADAN, PLOT NO. 2, SECTOR-17, PANCHKULA

Notification

The 18th May, 2017

No. SEC/3ME/2017/912.— Whereas, as per Haryana Act No. 26 of 2006, the Haryana Municipal (Second Amendment) Act, 2006, new section 13E has been inserted in the Haryana Municipal Act, 1973. Section 13E of the Act provides that Account of election expenses and maximum thereof- 1) every candidate at an election shall, either himself or by his election agent, keep a separate and correct account of the expenditure in connection with the election incurred or authorized by him or by his election agent from the date of filing of nomination papers to the date of declaration of the result thereof, both dates inclusive. 2) The account shall contain such particulars, as may be notified by the State Election Commission in this behalf. 3) The total of the said expenditure shall not exceed such amount as may be notified by the State Election Commission from time to time.

2. Now in view of the present circumstances, it has become necessary to again revise the order of expenditure limit. Therefore, in exercise of the powers conferred under clause (I) Article 243 ZA of the Constitution of India, Sub Section (3) of section 13E of the Haryana Municipal Act, 1973, the Haryana Municipal Election Expenditure (Maintenance and Submission of Accounts) order, 2017 and all other powers enabling in this behalf, the State Election Commission, hereby revise the earlier expenditure limit for the contesting candidates of Rs.1,00,000/- to Rs.3,00,000/- (Rs.Three lacs only) in the case of Municipal Councils and Rs.75,000/- to 2,00,000/- (Rs.Two lacs only) in the case of Municipal Committee.

3. The State Election Commission, further directs that the accounts of expenditure to be incurred by the contesting candidates in the Municipal Councils or Municipal Committees, as the case may be, shall be maintained and submitted to the Deputy Commissioners within 30 days of the declaration of the result in the Performa prescribed for the purpose and the Deputy Commissioners in turn shall send report to the Commission as per provision contained in the Haryana Municipal Election Expenditure (Maintenance and submission of Accounts) order, 2006.

4. The State Election Commission further directs that if a candidate fails to submit accounts of expenditure incurred by him for election to Municipal Councils or Municipal Committees, as the case may be, within the prescribed time limit, the Commission by order published in Official Gazette shall declare him to be disqualified and may such person be disqualified for a period of five years from the date of the order.

5. Every contesting candidate shall either himself or by his authorised election agent will have to keep a separate and correct account of all expenditure in connection with the election between the dates he has been nominated and date of declaration of result both dates inclusive. The total expenditure shall not exceed the limit as prescribed above.
6. No particular party or any other association, body or individual shall put up any cut-outs, hoardings, wall paintings, buntings, arches, gates, banners, flags, advertisements in newspapers etc. without the general or special authority in writing of the candidates whose election is sought to be promoted or procured by such cut-outs, hoardings etc., as expenditure on all such items shall be treated as the legitimate expenditure incurred by the contesting candidate. No contesting candidate or any individual on his behalf shall put up any cut-outs, hoardings etc. without prior permission of the concerned Government authority.
7. Any violation by the contesting candidate or his authorised agent/individual to incur any expenditure in excess of the limit mentioned above, will be viewed seriously by the State Election Commission and stringent action shall be taken against him.
8. This supersedes the earlier Notification No.SEC/3ME/2015/619, dated 03.06.2015 issued by the Commission, *vide* which the limitations of expenditure were revised.

Panchkula:
The 18th April, 2017.

DR. DALIP SINGH,
State Election Commissioner, Haryana.